

REGULAR CITY COUNCIL MEETING
NOVEMBER 13, 1995

PRESENT

Don Dafoe	Mayor
Gayle Bunker	Council Member
Alan Burraston	Council Member
Robert Dekker	Council Member
Robert Droubay	Council Member
Dale Roper	Council Member

ABSENT

Dorothy Jeffery	City Recorder
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OTHERS PRESENT

Virginia Taylor	Deputy City Recorder
Richard Waddingham	City Attorney
Neil Forster	Public Works Director
Tom Hamilton	City Resident
Greg Schafer	City Employee
Darin Phelps	Chronicle/Progress
Denise Purcell	City Resident
Boy Scout Troop	
Cindy Manning	Youth Council Advisor
Mishon Manning	Youth Council
Cami Hansen	Youth Council
Megan Bettis	Youth Council
Mrs. Bettis	City Resident

Mayor Dafoe called the meeting to order at 7:00 p.m. Virginia Taylor, Deputy City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio stations, and to each member of the City Council by personal delivery two days prior to the meeting.

Council Member Gayle Bunker offered an invocation, after which Mayor Dafoe led the Council in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held September 25, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Robert Droubay MOVED that the minutes be approved as

presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

The proposed minutes of a Special City Council Meeting held October 10, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Dale Roper MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Alan Burraston MOVED that the accounts payable be approved for payment as listed in the amount of \$186,165.77. The motion was SECONDED by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

NEW BUSINESS

TOM HAMILTON, CITY RESIDENT: FINAL PLAT - HAMILTON SUBDIVISION

Mayor Dafoe asked Tom Hamilton to present a Final Plat for the Hamilton Subdivision.

A copy of the Final Plat had been presented to the City Council Members for their review, and Council Member Gayle Bunker said that the Final Plat had been reviewed and approved by the Planning Commission with the following recommendation:

"In a regular Planning Commission Meeting held October 11, 1995, a Short Plat for the Hamilton Subdivision submitted by Tom Hamilton was reviewed and discussed in detail.

Mr. Hamilton resides at 152 East 100 North, and it was his desire to place a manufactured home on the back of his property.

Following review and discussion of Mr. Hamilton's request, it is the recommendation of the Planning Commission that the Final Plat

be approved as presented subject to the condition that a ten-foot easement be deeded along the east side of the subdivided and unsubdivided property to facilitate sewer and water to 100 North for connection and that the sewer and water lines to the south be privately maintained to the north property boundary along 100 North.

A Short Plat requires curb and gutter on both sides of the street and a sidewalk on one side only. The School District has provided a sidewalk on the west side of 150 East Street at the North Elementary School, which meets that requirement. Therefore, it is also recommended that a sidewalk on Mr. Hamilton's property not be required."

Following discussion and review of the plat, it was determined that the utility easements were incorrect on the subdivided lot. Council Member Gayle Bunker MOVED to table approval of the final plat until the corrections are made and brought back before the City Council. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: QUIT CLAIM DEED FOR SHEPHERD LANE BRIDGE

Mayor Dafoe said that Millard County is going to replace the Shepherd Lane Bridge and improve the road that is located on 700 North 100 West. Delta City has a well located on 700 North 100 West and the edge of the improved roadway would fall almost at the edge of the well house.

The plans for the project have been submitted by Sunrise Engineering and they have had a Quit Claim Deed prepared wherein Delta City grants 0.31 acres to Millard County.

Following discussion, Council Member Gayle Bunker MOVED to sign the Quit Claim Deed with the condition that a two-foot concrete A-Wall be installed in front of the City well building approximately 25 feet in length in order to provide protection to the well building. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: DELTA GARBAGE SERVICE-GARBAGE COLLECTION PROPOSAL

Mayor Dafoe presented and discussed the following letter from Robert Thomas, Delta Garbage Service:

"Delta Garbage proposes to pick up residential garbage for each home within the City limits once each week for a rate of \$6.00 per residence. This rate is proposed on the condition that Delta City includes billing on its current utility bill. If you do not wish to do this then an additional .50 per customer needs to be added to the rate.

Garbage cans can also be provided at an additional cost. Samples to choose from and prices will be available at your request. I am presently obtaining prices from my supplier.

At present we have only one garbage truck, however, if we get this business we will buy a new compactor for our 1995 International truck and put our old compactor on our 1985 Ford truck as a back up. With so many customers we feel a back-up garbage truck is necessary.

I would be glad to meet with you and/or city council at any time to go over more details concerning this proposal. I appreciate your business in the past and look forward to a continued working relationship."

Lengthy discussion was held regarding mandatory garbage pickup and proposed increases in Millard County Landfill rates. The City Council was not in favor of mandatory garbage pickup if the fee would be too excessive and cause a hardship on the residents. Also before any decisions are made, the City Council recommended that a Public Hearing be held to receive public comment regarding mandatory garbage pickup.

Following discussion, Council Member Gayle Bunker MOVED to table this agenda item until they know Millard County's proposal for increased landfill rates. The motion was SECONDED by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY RECORDER DOROTHY JEFFERY: SWEARING IN OF DELTA CITY YOUTH COUNCIL

In view of City Recorder Dorothy Jeffery's absence, Mayor Dafoe administered the Oath of Office to the following Delta City Youth Council Members:

Cami Hansen	Mayor
Megan Bettis	Mayor Pro Tempore
Mishon Manning	Historian

Cindy Manning, Youth Council Advisor, read the Mission Statement for the Youth Council and related some of the projects and plans for the upcoming year.

CITY RECORDER DOROTHY JEFFERY: CANVASSING OF 1995 CITY COUNCIL ELECTIONS

In view of City Recorder Dorothy Jeffery's absence, Mayor Dafoe presented the following election results for three four-year City Council Members:

Gayle Bunker	307
Alan L. Burraston	253
Dale Roper	427
Phillip Sabey	241
Glen Swalberg	284
Andy Thompson	117

Council Member Gayle Bunker MOVED to accept the canvass of the November 7, 1995 Election. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER GAYLE BUNKER: SCHEDULE PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT REGARDING A LANGUAGE AMENDMENT TO THE ZONING ORDINANCE

Mayor Dafoe asked Council Member Gayle Bunker to discuss a proposed language amendment to the Zoning Ordinance.

Council Member Gayle Bunker presented the following recommendation from the Planning Commission:

"In a regular Planning Commission Meeting held November 8, 1995, discussion and review was held regarding Delta City Zoning Ordinance Appendix 3, which defines Residential Zones. A copy is attached for your review.

Revisions to the Zoning Ordinance have been made by Zoning Officer Neil Forster and Deputy Recorder Virginia Taylor that redefine and more specifically clarify the residential zones within Delta City. The Planning Commission has reviewed the revisions in detail, and it is the recommendation of the Planning Commission that a Public Hearing be scheduled for the purpose of receiving public comment regarding the proposed language amendment. It is also the Planning Commission's recommendation that the language amendment be approved and adopted as part of the Delta City Zoning Ordinance."

Following brief discussion, Council Member Gayle Bunker MOVED to schedule a Public Hearing for December 11, 1995, at 6:45 p.m. for the purpose of receiving public comment regarding a proposed language amendment to the Delta City Zoning Ordinance. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: MILLARD COUNTY'S PROPOSAL FOR 1/2 MILE BUFFER ZONE

Mayor Dafoe said that Millard County is proposing to establish a one-half mile buffer around the City from which dairies could locate (Livestock Confinement Operation). He said that the Planning Commission has discussed Millard County's proposal and have made the following recommendation:

"Following review and discussion of Millard County's proposal, it is the recommendation of the Planning Commission that a 1/2 mile buffer zone from the furthestmost City limit boundary line in all directions of Delta City, excluding Shadowrun Subdivision, be created."

Lengthy discussion was held after which, Council Member Gayle Bunker MOVED to accept the Planning Commission's recommendation as presented. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. Council Members Dale Roper and Robert Dekker voted No. The motion carried with a majority vote.

Following further discussion, Council Member Gayle Bunker MOVED that if at any time Delta City annexes property beyond the current furthestmost City limit in any direction, then the 1/2 mile buffer zone shall extend from the boundary that the annexation creates. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the

motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: APPOINTMENT OF JUDGE PRO TEMPORE

Mayor Don Dafoe recommended that Judge Debra David be appointed as Judge Pro Tempore in the event that Judge Stan Robison is not available for any Delta City court proceedings.

Council Member Robert Dekker MOVED to appoint Judge Debra David Judge Pro Tempore to act in Judge Stan Robison's absence. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Brief discussion was held regarding football history that was recently made in Millard County. The Delta football team is the 1995 3A State Champions and the Millard football team is the 1995 2A State Champions!

Council Member Alan Burraston said that the Centennial Committee has asked if Delta City would mail out a schedule of events for the January 2 Centennial Celebration to all the residents in Delta City. The City Council was not in favor of Delta City standing that expense

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Gayle Bunker MOVED to adjourn. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 8:45 p.m.


DON DAFOE, Mayor


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 12-11-95